

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

JOSE O. CINTRON ORTIZ,

Petitioner,

v.

J. GRONDOLSKY,

Respondent.

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Civil No. 09-4700 (JBS)

ORDER

For the reasons stated in the Opinion filed herewith,

IT IS on this 6th day of October, 2009,

ORDERED that Petitioner's motion for this Court's recusal is denied; and it is further

ORDERED that the Petition is dismissed, with prejudice, as to Petitioner's claims against the named Respondent; and it is further

ORDERED that Petitioner's implied claims against the Attorney General for the State of Massachusetts are dismissed without prejudice, as unexhausted; and it is further

ORDERED that, within thirty days from the date of entry of this Order, Petitioner shall submit to the Clerk Petitioner's filing fee of \$5.00 or Petitioner's in forma pauperis application; and it is finally

ORDERED that the Clerk shall serve copies of this Order and accompanying Opinion upon Petitioner by regular U.S. mail, together with a blank application to proceed in forma pauperis in a habeas matter, and the Clerk shall close the file on this matter.

s/ Jerome B. Simandle
JEROME B. SIMANDLE
United States District Judge